

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

INTERMEC IP CORP., a Delaware corporation,)
Plaintiff,)
v.) Civil Action No. 04-CV-357 (GMS)
MATRICS, INC., a Delaware corporation,)
Defendant.)

[PROPOSED] ORDER

WHEREAS, on January 25, 2005, Matrics filed a Motion to Dismiss in Part Pursuant to Rule 12(b)(6), or in the Alternative, to Substitute Symbol Technologies, Inc. as a Party Defendant Under Rule 25(c) (D.I. 31);

WHEREAS, on March 15, 2005, Intermec withdrew its opposition to the substitution of Symbol Technologies, Inc. as the defendant in this action (D.I. 47); and

WHEREAS, on April 6, 2005, Symbol Technologies, Inc. filed an Amended Answer and Counterclaims pursuant to Fed. R. Civ. P. 15(a), by written consent of the adverse party;

IT IS HEREBY ORDERED THAT:

1. Symbol Technologies, Inc. is hereby substituted for Matrics, Inc. as the named Defendant-Counterclaimant in this action.
2. All future filings in this action shall be made utilizing the following caption:

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

INTERMEC IP CORP., a Delaware corporation,)
Plaintiff-Counter Defendant,)
v.) Civil Action No. 04-CV-357 (GMS)
SYMBOL TECHNOLOGIES, INC., a Delaware corporation,)
Defendant-Counterclaimant.)

Dated: April _____, 2005

UNITED STATES DISTRICT JUDGE